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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 WESTERN DIVISION

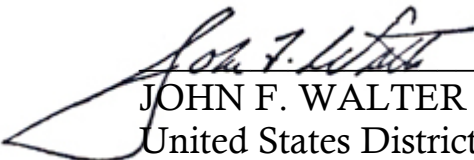
11 EX PARTE TRUSTEE VENICE FOR	} Case No. 2:23-cv-02166-JFW-JDE ORDER ACCEPTING FINDINGS AND RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE
12 ALIAS MERCHANT SURNAME	
13 FLORES-WASHINGTON,	
14 Plaintiff,	
15 v.	
16 CALIFORNIA DEPARTMENT OF	
17 PUBLIC HEALTH VITAL	
18 RECORDS, et al.,	
19 Defendant.	

20 Pursuant to 28 U.S.C. § 636, the Court has reviewed the records on file,
21 including the Complaint (Dkt. 1) filed by Ex Parte Trustee Venice for Alias
22 Merchant Surname Flores-Washington (“Plaintiff”); this Court’s Order to
23 Show Cause why the action should not be dismissed (Dkt. 12, “OSC”);
24 Plaintiff’s Response to the OSC (Dkt. 21); the Motion filed by the California
25 Department of Public Health Vital Records and the State of California
26 (“California Defendants”) to Dismiss the Complaint (Dkt. 18, “Motion”) and
27 other papers filed in support of and in opposition to the Motion (Dkt. 19, 29,
28 30); a Further Order to Show Cause issued by the assigned magistrate judge

1 (Dkt. 38, "Further OSC"); Plaintiff's Response to the Further OSC, which the
2 magistrate judge interpreted as a request for leave to amend the Complaint
3 (Dkt. 39, "Request"); a further order by the assigned magistrate judge (Dkt.
4 40); a Declaration by Plaintiff in response to the further order (Dkt. 41); and
5 the Report and Recommendation of the magistrate judge (Dkt. 44, "Report").
6 No party filed a timely objection to the Report or timely sought additional time
7 in which to do so. The Report is approved and accepted.

8 Therefore, IT IS HEREBY ORDERED that: (1) the Motion (Dkt. 18) is
9 DENIED; (2) the Request (Dkt. 39) is DENIED; and (3) Judgment shall be
10 entered dismissing this action without prejudice.

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12 Dated: July 18, 2023

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15 JOHN F. WALTER
16 United States District Judge
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